

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF FLORIDA
PANAMA CITY DIVISION**

RAMON ARMAS BORROTO JR.

Plaintiff,

vs.

Case No. 5:04CV165-RH/WCS

**MCDONALD, PATE, SPATE
and MCKENZIE**

Defendants.

**DEFENDANTS' MOTION FOR ENLARGEMENT OF TIME TO FILE OBJECTIONS
TO REPORT AND RECOMMENDATION**

Defendants, through undersigned counsel and pursuant to Rule 6(b), Federal Rules of Civil Procedure, move this court for additional time within which Defendants have to file their objections to the June 2, 2005 Report and Recommendation. Defendants would show this court that good cause exists for granting such motion.

1. Counsel for Defendants is currently preparing a memorandum of law in support of Defendants' objections to the June 2, 2005 Report and Recommendation. However, counsel has been immersed in discovery responses and pretrial preparations in the case of Osterback v. Crosby, et. al., Case no. 3:04cv210-J-25MCR, filed in the United States District Court, Middle District of Florida, Jacksonville Division, and has not yet concluded the objections. Counsel or Defendants requests an additional ten days within which to complete the objections.
2. Granting the requested enlargement of time will not prejudice Plaintiff and will serve the interests of justice. The undersigned has not conferred with Plaintiff as Plaintiff is an

unrepresented inmate incarcerated in the custody of the Florida Department of Corrections. This Motion for Enlargement is made in good faith and not for the purpose of delay.

Respectfully submitted,

CHARLIE CRIST
Attorney General

/s/ Caryl Kilinski
CARYL KILINSKI
Assistant Attorney General
Florida Bar No. 0480649

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy hereof has been furnished by U.S. Mail to Ramon Armas Borroto X27467 at Florida State Prison, 7819 N.W. 228th Street, Raiford, Florida 32026-1230 on this 15th day of June, 2005.

/s/ Caryl Kilinski
CARYL KILINSKI
Assistant Attorney General